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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JOSE SERVANTES, SIMON ROCHA
AGUILAR, ARTURO HERNANDEZ and
ADISLADO SANCHEZ,

Plaintiff,

VS.

VILLA PAINTING, INC., GUILLERMO
VILLAPANDO and DOES 1-10.

Defendants

Case No. C 07-01730 RS

**STIPULATION TO CONTINUE
DEADLINE TO FILE DISMISSAL OF
ACTION AND HEARING ON STAND-BY
ORDER TO SHOW CAUSE
AND ORDER THEREON**

Dept: Courtroom 4, 5th Floor
Judge: Magistrate Judge Richard Seeborg

Complaint Filed: March 27, 2007

The parties, through their counsel, stipulate as follows:

1. The parties entered into a full settlement of all claims. The deadline to complete the settlement terms is February 15, 2008.

2. The court has ordered that the parties file a stipulation of dismissal by February 13, 2008. In addition, if a stipulation for dismissal is not filed by the court-ordered deadline, the parties are to appear on February 20, 2008 at 9:30 a.m. to show cause why the case should not be dismissed.

3. The parties agree and respectfully request that the court allow the parties until February 27, 2008 to file a stipulation of dismissal.

1 4. The parties further agree and respectfully request that the hearing on the Stand-By
2 Order to Show Cause be continued to March 5, 2008 at 9:30 a.m.

3 5. The parties anticipate that all settlement terms will be completed, and that no
4 hearing on the Order to Show Cause will be required.

5 6. A continuance of the filing deadline and the hearing date will not cause prejudice
6 to any party to this action, will allow the parties sufficient time to complete all settlement terms,
7 and to prepare and file a stipulation for dismissal.

8 Dated: December 10, 2007

NOLAND, HAMERLY, ETIENNE & HOSS
A Professional Corporation

9 By _____ /s/
10

11 Terrence R. O'Connor
12 Attorneys for Defendants

13 Dated: December 10, 2007

DAL BON AND WANG

14 By _____ /s/
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16 James Dal Bon
17 Attorneys for Plaintiffs

18 [Order Continues on Page 3]
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ORDER

Based on the Stipulation of the parties, and good cause appearing,

IT IS HEREBY ORDERED as follows:

1. The parties are required to file a stipulation of dismissal by **February 27, 2008**.
 2. If a stipulation of dismissal is not filed by that date, the parties are ordered to appear on **March 5, 2008 at 9:30 a.m.** and show cause why the case should not be dismissed.

appear on **March 5, 2008** at 9:30 a.m. and show cause why the case should not be dismissed.

Dated: December 18, 2007

UNITED STATES DISTRICT JUDGE

[END OF ORDER]